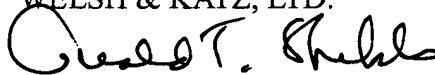


### REMARKS

In the above-identified Office Action the Examiner has rejected claims 1 to 4 and 13 as anticipated by the patent to Wu et al. Applicant has amended claim 1 and 13 so that it now recites that the dust protective covering has a curvature such that all of the reflected emitted laser beam is reflected into the interior of the apparatus and the reflected laser beam does not pass through said dust protective covering. Thus, as stated in the application on page 7, there are no ghost beams emitted by the subject inventive apparatus, only the main beam and thus, there can be no confusion concerning which beam is to be relied on. Such a structure and feature is not contemplated in Wu or the other cited art. Thus, the applicant herein recognized the problem not recognized in the art and solved it through the interior curvature of the dust protective covering such that the reflected laser beam 13 reflected only back into the apparatus and does not pass through the dust protective covering, thus remaining within the apparatus.

With the above amendments and remarks, this application is considered ready for allowance. Applicant requests reconsideration and reexamination thereof. With the above amendments and remarks, Applicant considers this application to be ready for allowance and earnestly solicits an early notice of same. Should the Examiner be of the opinion that a telephone conference would expedite prosecution of the subject application he is respectfully requested to call the undersigned at the below listed number.

Respectfully submitted,  
WELSH & KATZ, LTD.



Gerald T. Shekleton  
Registration No. 27,466

Dated: **April 19, 2006**  
**WELSH & KATZ, LTD.**  
120 South Riverside Plaza  
22<sup>nd</sup> Floor  
Chicago, Illinois 60606-3912  
Telephone: (312) 655-1500  
Facsimile: (312) 655-1501